

Service Date: December 10, 1990

DEPARTMENT OF PUBLIC SERVICE REGULATION
BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MONTANA

* * * * *

IN THE MATTER Of The Pass Through)	UTILITY DIVISION
Of Fees Levied On Regulated Com-)	
panies For Funding The Department)	DOCKET NO. 89.7.26
Of Public Service Regulation)	ORDER NO. 5420a
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FINAL ORDER

1. Section 69-1-402, MCA, provides for funding of the Department of Public Service Regulation by a fee on all regulated companies (as defined in Section 69-1-401(2), MCA). The Department of Revenue notified the Public Service Commission of the tax rate which will be effective for the period beginning July 1, 1989. Section 69-1-403, MCA, requires that the Public Service Commission (Commission) "by separate order authorize each regulated company to fully recover in its rates and charges, on an annual basis, the fees levied" This order is being issued pursuant to that requirement.

2. Interim Order No. 5420 was issued in this Docket on August 3, 1989.

CONCLUSIONS OF LAW

1. Pursuant to 69-3-102 and 69-14-111, MCA, the Montana Public Service Commission has jurisdiction over regulated companies as defined by Section 69-1-401, MCA.

2. The Public Service Commission is required by Section 69-1-403, MCA, to allow immediate recovery of the regulated utility fee by each affected company in its rates and charges on an annual basis.

3. The increased revenue requirement approved herein is a reasonable means of complying with Section 69-1-402 et seq., MCA.

ORDER

Rates approved on an interim basis are hereby made permanent.

DONE AND DATED at Helena, Montana the 3rd day of December, 1990 by a 5-0 vote.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION

HOWARD L. ELLIS, Chairman

DANNY OBERG, Vice Chairman

WALLACE W. "WALLY" MERCER, Commissioner

JOHN B. DRISCOLL, Commissioner

REX MANUEL, Commissioner

ATTEST:

Ann Peck
Commission Secretary

(SEAL)

NOTE: Any interested party may request that the Commission reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM.